



Lori Lightfoot
Mayor

Department of Police • City of Chicago
3510 S. Michigan Avenue • Chicago, Illinois 60653

Eddie.T. Johnson
Superintendent of Police

June 25, 2019

Via Email:

Jonathan Mummolo
MuckRock
72817-42761881@requests.muckrock.com

RE: NOTICE OF RESPONSE TO FOIA REQUEST
FOIA FILE NO.: P491526

Dear Jonathan Mummolo:

The Chicago Police Department (CPD) is in receipt of your Freedom of Information Act (FOIA) request for the following:

"Pursuant to the Illinois Freedom of Information Act, I hereby request the following records:

A list of all CPD employees on file (sworn and non-sworn), as well as historical lists for all years that such records are available. That is, for each year, please provide a roster of all CPD personnel employed that year.

Note, a similar request was previously fulfilled in 2017 in response to a request from a Mr. Keifer, FOIA FILE NO.: P0-58155, which sought the CPD employee list for a single year. The current request seeks the same information over multiple years.

Specifically, for each year, please provide a spreadsheet including data under the following fields:

LAST_NME,

FIRST_NME,

MIDDLE_INITIAL,

SEX_CODE_CD,

RACE,

DOBYEAR,
CURRAGE,
STATUS_I,
APPOINTED_DATE,
EMPLOYEE_POSITION_CD,
DESCR,
CPD_UNIT_ASSIGNED_NO,
UNITDESCR,
RESIGNATION_DATE,
STAR1,
STAR2,
STAR3,
STAR4,
STAR5,
STAR6,
STAR7,
STAR8,
STAR9,
STAR10) [sic]"

Your request was reviewed by the undersigned in collaboration with the Department's Information Services Division and Bureau of Organized Crime. It was determined that your request is granted in part and denied in part. Based on the aforementioned parameters, CPD is providing you with the most current responsive data.

Please be advised that names and identifying information of Undercover Officers have been redacted from the enclosed responsive record pursuant to 5 ILCS 140/7(1)(d)(vi), which protects information that would:

(vi) endanger the life or physical safety of law enforcement personnel or

any other person;

It is imperative that the identity of Undercover Officers is kept confidential to maintain public safety as these Undercover Officers are assigned to investigations that promote public safety. Release of this sensitive information would immediately compromise the identities of Undercover Officers who operate in covert operations. If criminals learn the identities of Undercover Officers who were involved in investigations against them, Officer safety could be compromised. Release could endanger the life and physical safety of the Undercover Officers and their families. If their identities were to be made public, there could be a high motivation for criminals to retaliate against the Undercover Officers subject of the information. With the online technology publicly available for anyone to use, criminals can easily ascertain where any identified person lives and who their family members are. For those Officers working in an undercover capacity, protecting their identity from disclosure is necessary for them to carry out their job responsibilities safely.

Additionally, the release of sensitive information would allow criminals the opportunity to learn the identities of all Undercover Officers, which would immediately jeopardize current and future undercover operations that promote public safety. Therefore, the names of Undercover Officers were properly redacted pursuant to 7(1)(d)(vi).

Please be advised, Officers assigned to the Mayor's Detail have been redacted pursuant to 5 ILCS 140/7(1)(v). Section 7(1)(v) protects from disclosure the following:

Vulnerability assessments, security measures, and response policies or plans that are designed to identify, prevent, or respond to potential attacks upon a community's population or systems, facilities, or installations, the destruction or contamination of which would constitute a clear and present danger to the health or safety of the community, but only to the extent that disclosure could reasonably be expected to jeopardize the effectiveness of the measures or the safety of the personnel who implement them or the public. Information exempt under this item may include such things as details pertaining to the mobilization or deployment of personnel or equipment, to the operation of communication systems or protocols, or to tactical operations.

Regarding your request for the same requested data for "all years," it has been determined that your request is seeking a highly particularized and specifically tailored record – one that the Chicago Police Department simply does not compile or maintain in the ordinary course of business; in short, we would have to conduct research and create an entirely new record. Please note that FOIA requires a public body to produce existing public records. FOIA does not obligate the public body to answer questions, or create a record, or compile information for the purpose of creating a record. The Court, in *Kenyon v. Garrels*, 184 Ill. App. 3d 28 (4th Dist. 1989) noted that FOIA “does not compel the agency to provide answers to questions posed by the inquirer.” Please be advised that the historical data of the requested fields are not stored, maintained, or tracked electronically by CPD and CPD has no automated mechanism by which to track or query for the very specific historical information you seek. Therefore, CPD has no responsive records to your request for "all years" of the very specific Officer information you seek as it is stated.

Additionally, please note that CPD did not provide a field for Resignation Date in the enclosed spreadsheet because the data sought is for active sworn employees of which a Resignation Date field

would not apply.

If I can be of further assistance, please contact me at the following address:

Chicago Police Department
Attention: Freedom of Information
Office of Legal Affairs, Unit 114
3510 S. Michigan Avenue
Chicago, IL 60653
foia@chicagopolice.org

You have a right of review by the Illinois Attorney General's Public Access Counselor, who can be contacted at 500 S. Second St., Springfield, IL 62706 or by telephone at 877-299-3642. You may also seek judicial review under 5 ILCS 140/11.

Sincerely,

A. Marlan
Freedom of Information Act Officer
Chicago Police Department
Office of Legal Affairs, Unit 114
3510 S. Michigan Ave.
Chicago, IL 60653